

STATE OF ILLINOIS  
90TH GENERAL ASSEMBLY  
REGULAR SESSION  
SENATE TRANSCRIPT

14th Legislative Day

February 27, 1997

PRESIDENT PHILIP:

The regular Session of the 90th General Assembly will please come to order. Will the Members please be at their desks. Will our guests in the gallery please rise. Our prayer today will be given by Reverend Jane Ferguson, (Jerome) United Methodist Church, Jerome {sic} (Springfield), Illinois. Reverend Ferguson.

THE REVEREND JANE FERGUSON:

(Prayer by the Reverend Jane Ferguson)

PRESIDENT PHILIP:

I'll ask Senator Petka to lead us in the Pledge of Allegiance.  
Senator Petka.

SENATOR PETKA:

(Pledge of Allegiance, led by Senator Petka)

PRESIDENT PHILIP:

Senator Butler.

SENATOR BUTLER:

Mr. President, I move that reading and approval of the Journal of Wednesday, February 26, in the year 1997, be postponed, pending arrival of the printed Journal.

PRESIDENT PHILIP:

Senator Butler moves to postpone the reading of -- and approval of the Journal, pending the arrival of the printed transcript. There being no objections, so ordered. Committee Reports.

SECRETARY HARRY:

Senator Burzynski, Chair of the Committee on Licensed Activities, reports Senate Bills 108, 234, 248 and 315 Do Pass.

Senator Hawkinson, Chair of the Committee on Judiciary, reports Senate Bills 109, 112, 113, 125, 232, 233, 292, 427, 460, 465, 506, 510, 511, 844, 851 and 942 Do Pass; and Senate Bills 102, 381 and 619 Do Pass, as Amended.

Senator Fawell, Chair of the Committee on Transportation,

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reports Senate Bills 8 and 548 Do Pass; Senate Bills 110, 186, 355, 455 and 495 Do Pass, as Amended.

And Senator Cronin, Chair of the Committee on Education, reports Senate Bills 67, 69, 421, 501, 551, 555, 556, 557, 568 and 1100 Do Pass.

PRESIDENT PHILIP:

Messages from the House.

SECRETARY HARRY:

Message from the House by Mr. Rossi, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has passed bills of the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to wit:

House Bills 139, 204, 274, 281 and 366.

Passed the House, February 26th, 1997.

PRESIDING OFFICER: (SENATOR KARPIEL)

Resolutions, Mr. Secretary.

SECRETARY HARRY:

Senate Joint Resolution 17, offered by Senator Welch.

And Senate Joint Resolution 18, offered by Senator Maitland.

They're both substantive.

Senate Resolution 27, offered by Senator Demuzio.

It's a death resolution, Madam President.

PRESIDING OFFICER: (SENATOR KARPIEL)

Consent Calendar. Senator Burzynski, for what reason do you rise?

SENATOR BURZYNSKI:

Thank you, Madam President. For a point of clarification. I was just wondering if you could inform the Body what our course of action will be today, what -- what business we expect to transact.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Rea, for what reason do you rise?

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SENATOR REA:

Thank you -- thank you, Madam President. For clarification. I know that it was reported, but there seemed to have been some confusion: that on February the 4th, February the 5th, and February the 6th, I was out of State on official business. I'd just like for the record to reflect that.

PRESIDING OFFICER: (SENATOR KARPIEL)

It'll be -- that will be reflected, Senator Rea. Senator Burzynski, in answer to your previous inquiry, we will be going to the Order of 2nd Readings. Senator Dillard, for which purpose do you rise?

SENATOR DILLARD:

Thank you, Madam President and Ladies and Gentlemen of the Senate. Somewhat at the urging of the Senate Majority Leader, Senator Weaver, who told me he wanted me to start a fad here in the State Senate, I would like to table Senate Joint Resolution, Constitutional Amendment, No. 9.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Dillard moves that Constitutional Amendment No. 9 be tabled. All those in favor, say Aye. Opposed, Nay. The Ayes have it, and SJRCA 9 is tabled. The Chair intends to go to page 2 of the Calendar, Senate Bills 2nd Reading. So if you go to the top of that page, we have Senate Bill No. 3. Senator Bomke. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 3.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 25. Senator Hendon. Out of the record. Senate Bill 63. Senator Madigan. Out of the record. Senate Bill No. 65. Senator Trotter. Out of the record. Senate

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Bill 101. Senator Madigan. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 101.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 111. Senator Burzynski. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 111.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 138. Senator Madigan. Out of the record -- I mean -- I'm sorry. Yeah. Out of the record. Senate Bill 156. Senator Jacobs. Senator Jacobs, on Senate Bill 156. ...of the record. Senate Bill 164. Senator Philip. Please read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 164.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 174. Senator Klemm. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 174.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 193. Senator Madigan. Read the bill, Mr. Secretary.

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SECRETARY HARRY:

Senate Bill 193.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 211. Senator Sieben. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 211.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 213. Senator O'Malley. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 213.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 222. Senator Cronin. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 222.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 235. Senator Sieben. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 235.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health and

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Welfare adopted Amendment No. 1.

PRESIDING OFFICER: (SENATOR KARPIEL)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 236. Senator Syverson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 236.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 247. Senator Syverson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 247.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 255. Senator Rea. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 255.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 256. Senator Rea. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 256.

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(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 297. Senator Rauschenberger. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 297.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 437. Senator Butler. Senator Butler, on Senate Bill 437. Out of the record. Senate Bill 698. Senator Syverson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 698.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 946. Senator Radogno. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 946.

(Secretary reads title of bill)

2nd Reading of the bill. No committee or Floor amendments.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. Senate Bill 1030. Senator Bomke. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 1030.

(Secretary reads title of bill)

2nd Reading of the bill. The Committee on Public Health and Welfare adopted Amendment No. 1.

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PRESIDING OFFICER: (SENATOR KARPIEL)

Have there been any Floor amendments that have been approved for consideration?

SECRETARY HARRY:

No further amendments reported, Madam President.

PRESIDING OFFICER: (SENATOR KARPIEL)

3rd Reading. ...are going to proceed to the Order of 3rd Reading. Will the Members please be in their chairs or ready to call their bills. We'll be -- we'll be on the -- page 3 on the Calendar, Senate Bills 3rd Reading. We're going to the Order of 3rd Reading. Can there be some order in the Chamber, please? Will the Members be in their -- in their seats? Page 3. Senate Bill No. 20. Senator Garcia. Out of the record. Senate Bill 35. Senator Klemm. Mr. Secretary, will you please read the bill?

SECRETARY HARRY:

Senate Bill 35.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Klemm. Senate Bill 35.

SENATOR KLEMM:

Excuse me, Madam President. I'm having a fight with my microphone, and so far, the microphone is winning. Thank you very much. Let me -- let me explain Senate Bill No. 35, please. Under current law, property taxpayers who are at least sixty-five years of -- of age, have a total income of thirty-five thousand dollars, are eligible for the Senior Citizens Assessment Freeze Homestead Exemption. All counties, other than Cook, have an annual filing deadline of July 1st. Senate Bill 35 allows an applicant who fails to file due to mental or physical condition that is verified by a doctor, signed by an affidavit by the doctor that they were unable to meet that deadline for health reasons, would be and

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could be - permissive - an extension of thirty days after the applicant becomes eligible to file those applications in order to qualify. It is a very narrow extension, but it takes care of those people who were incapacitated because of health reasons to at least get their just credit for their application. I have no known opposition. I would ask for your support, and I'll -- happy to answer any of your questions.

PRESIDING OFFICER: (SENATOR KARPIEL)

Any discussion? Senator Hendon.

SENATOR HENDON:

Thank you, Madam President. I rise in support of this fine piece of legislation that helps senior citizens with their tax situation if they are ill. And I think this is a wonderful piece of legislation and I give it my strong support.

PRESIDING OFFICER: (SENATOR KARPIEL)

Is there any other discussion? If not, Senator Klemm, to close. The question is, shall Senate Bill 35 pass. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 57 Ayes, no Nays, none voting Present. And the -- Senate Bill 35, having received the required constitutional majority, is declared passed. Senator Burzynski, on Senate Bill 38. Out of the record. Senate Bill 157. Senator Hawkinson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 157.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Hawkinson.

SENATOR HAWKINSON:

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Thank you, Madam President. This is the same subject as the last bill that was passed, and this bill attempts to correct a problem that we have right now where we have a different date for the application for the senior assessment tax exemption than we do for other senior exemptions. And because of this different date, we find that many seniors are missing out on filing for their exemption. And this comes to us from the -- from the assessors' association, which would give the local assessor the flexibility to conform the date to the later date and make it consistent with the other senior tax exemptions, such as the Senior Homestead Exemption. I know of no opposition. It passed out of Revenue as an agreed bill, and I would ask for your affirmative vote.

PRESIDING OFFICER: (SENATOR KARPIEL)

Is there any discussion? If not, Senator Hawkinson, to close. The question is, shall Senate Bill 157 pass. Those in favor of the -- vote Aye, and the opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 57 Ayes, no Nays, none voting Present. And Senate Bill 157, having received the required constitutional majority, is declared passed. Senate Bill 162. Senator Peterson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 162.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Peterson.

SENATOR PETERSON:

Thank you, Madam President. Senate Bill 162, as amended, has two parts. One was at the request of the Municipal League to add the word "municipality" in the Section for exempting property

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owned by a municipality. I guess there's some confusion in the Statute. And the other part of the bill comes from the Lake County Forest Preserve District, which would allow them to transfer interest between funds. I understand that the County of Cook already has that ability. And I ask for your support of Senate Bill 162, as amended.

PRESIDING OFFICER: (SENATOR KARPIEL)

Is there any discussion? If not, Senator Peterson, to close. All right. The question is, shall Senate Bill 162 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 57 Ayes, no Nays, none voting Present. And Senate Bill 162, having received the required constitutional majority, is declared passed. Senate Bill 180. Senator Peterson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

Senate Bill 180.

(Secretary reads title of bill)

3rd Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Peterson.

SENATOR PETERSON:

Thank you, Madam President. Senate Bill 180 would exempt a body issuing bonds to give notice after the bonds had been sold. It eliminates this notice. It's not needed. It doesn't affect any other notices required, and it is not applicable for backdoor referendums. So I ask your support of Senate Bill 180.

PRESIDING OFFICER: (SENATOR KARPIEL)

There any discussion? If not, Senator Peterson, to close. The question is, shall Senate Bill 180 pass. Those in favor will vote Aye. Opposed, vote Nay. The voting is open. Have all voted

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who wish? Have all voted who wish? Have all voted who wish?  
Take the record, Mr. Secretary. On that question, there are 57  
Ayes, no Nays, none voting Present. And Senate Bill 180, having  
received the required constitutional majority, is declared passed.  
Resolutions, Mr. Secretary.

SECRETARY HARRY:

Senate Resolution 28, offered by Senator Cullerton.

It's substantive, Madam President.

PRESIDING OFFICER: (SENATOR KARPIEL)

House Bills 1st Reading.

SECRETARY HARRY:

House Bill 139, offered by Senator Maitland.

(Secretary reads title of bill)

And Senate {sic} Bill 281, offered by Senators Watson and  
Bowles.

(Secretary reads title of bill)

1st Reading of the bills.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Mahar, for what purpose do you rise?

SENATOR MAHAR:

For the purpose of an announcement.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Mahar.

SENATOR MAHAR:

The Senate Environment and Energy Subcommittee on  
Telecommunications will meet tomorrow morning at 8 a.m., in Room  
212. The Subcommittee on Electric Deregulation will meet at 8:50,  
and the full committee will meet at 9 a.m.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Jacobs, for what purpose do you rise?

SENATOR JACOBS:

Thank you, Madam... A point of personal privilege. Just to

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say that...

PRESIDING OFFICER: (SENATOR KARPIEL)

State your point.

SENATOR JACOBS:

...in your first day in the box up there, you have done an excellent job. You have got everything passed unanimously. I think that's a very good job.

PRESIDING OFFICER: (SENATOR KARPIEL)

I guess -- am I permitted to say thank you? House Bills 1st Reading.

SECRETARY HARRY:

House Bill 106, offered by Senator Geo-Karis.

(Secretary reads title of bill)

3rd -- or, 1st Reading of the bill.

PRESIDING OFFICER: (SENATOR KARPIEL)

Senator Klemm, for what purpose do you rise?

SENATOR KLEMM:

Purpose of an announcement, while we're having a lull.

PRESIDING OFFICER: (SENATOR KARPIEL)

State your point.

SENATOR KLEMM:

The Senate Executive Committee will meet at 1 o'clock or immediately after the Session, in Room 212 downstairs. We'll begin promptly. And all Members that have their bills posted, please be there. We'll be ready to begin. Thank you.

PRESIDING OFFICER: (SENATOR KARPIEL)

The Daily Herald has requested permission to photograph. Is leave granted? Leave is granted. We are still in Session here. We have not adjourned. Could we please have some order? Could the staff take their discussions and the Members take their discussions off the Floor? And let's have a little quiet. Senate is at ease for a few minutes, but we would like to keep some

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measure of order. So please keep it down.

(SENATE STANDS AT EASE)

(SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR KARPIEL)

...Butler, for what reason do you rise?

SENATOR BUTLER:

I wish to make a motion to table Senate 590.

PRESIDING OFFICER: (SENATOR KARPIEL)

All right. Senator Butler moves that Senate Bill 590 be tabled. All those in favor, say Aye. Opposed, Nay. The Ayes have it, and Senate Bill 590 is tabled. Is there any further business to come before the Senate? If not, Senator Butler moves that the Senate stand adjourned until noon on Friday, February 28th.

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